

AMENDED
APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC
WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office APR 16 2001

Returned to applicant for correction _____

Corrected application filed APR 17 2001

Map filed AUG 15 1984 UNDER 48040

The applicant **Topaz Lodge, Inc.** hereby makes application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated.

1. The source of the proposed appropriation is **Underground**
2. The amount of water applied for is **0.1** second feet.
 - (a) If stored in reservoir give number of acre-feet
3. The water to be used for **Commercial**
4. If use is for:
 - (a) Irrigation, state number of acres to be irrigated
 - (b) Stockwater, state number and kind of animals to be watered
 - (c) Other use (describe fully under No. 12. "Remarks") **N/A**
 - (d) Power:
 - (1) Horsepower developed
 - (2) Point of return of water to stream
5. The water is to be diverted from its source at the following point **SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 29, T10N, R22E, MDM, or at a point from which the SW corner of said Section 29 bears S 79° 02' W, a distance of 1430.00 feet.**
6. Place of Use **Portions of the NW $\frac{1}{4}$ of Section 32, T10N, R22E, MDM, and portions of the SW $\frac{1}{4}$ of Section 29, T10N, R22E, MDM.**
7. Use will begin about **January 1** and end about **December 31** of each year.
8. Description of proposed works **Well, Pump and Motor to a distribution system, 300,000.**
9. Estimated cost of works **\$50,000.00**
10. Estimated time required to construct works **Existing.**
11. Estimated time required to complete the application of water to beneficial use **5 years**
12. Remarks: **The total combined duty of Water Permits #48040, 48041, 48299, 48300 and this application will not exceed 18.20 mgs. Ref to Exhibit "A". Please ref to map filed under Permit**

67426

No. 48040 in support of this application. This application is to replace the cancelled Permit No. 50595, which was erroneously allowed to lapse.

s/ Dennis Brazzanovich
 By Dennis Brazzanovich
 5405 Mae Anne Avenue
 Reno, NV 89523

Compared cm/cm^f ds/sam

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins, or before the Proof of Completion of Work is filed. This source is located within an area designated by the State Engineer, pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of water under Permits 48040, Certificate 14943; 48041, Certificate 14944; 48299, Certificate 14945; 48300, Certificate 14946; and Permit 67426 shall not exceed 18.2 million gallons annually.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is issued under the provisions of NRS 534.120(2) as a preferred use.

The place of use of this permit is limited to portions of land within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 29, T.10N., R.22E., MDB&M.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.1 cubic feet per second, **but not to exceed 6.935 million gallons annually.**

Work must be prosecuted with reasonable diligence and be completed on or before:

N/A

Proof of completion of work shall be filed before:

N/A

Water must be placed to beneficial use on or before:

April 12, 2005

Proof of the application of water to beneficial use shall be filed on or before:

May 12, 2005

Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 12th day of, April A.D. 2002


State Engineer

Completion of work filed under 50595 on March 21, 1988

Proof of beneficial use filed _____

Cultural map filed **N/A**

Certificate No. _____ Issued _____

EXHIBIT "A"

PROJECTED WATER DEMAND - TOPAZ LODGE

50 gpd/unit (RV Park) x 150 units =	7500 gpd
	<u>2.738 mga</u>
100 gpd/unit (Motel) x 200 units =	10,000 gpd
	<u>7.3 mga</u>
Store 200 gpd x 365 = 73,000 gpd =	<u>0.073 mga</u>
Gas Station 1500 gpd x 365 =	<u>0.548 mga</u>
Casino expansion (check existing consumption totals)	17,700 gpd
	<u>6.45 mga</u>
Restaurant 1,000 gpd x 365 =	<u>0.365 mga</u>
Landscaping =	2,000 gpd
	<u>0.730 mga</u>
TOTAL	<u>18.2 mga</u>